

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Jin LIU and Ronald FARIS

Application No.: 10/574,163

Filed: March 29, 2006

For: IMMORTALIZED
HEPATOCYTES

Customer No.: 20350

Confirmation No. 4114

Examiner: AFREMOVA, Vera

Technology Center/Art Unit: 1657

DECLARATION UNDER


37 C.F.R. § 1.808

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

It is hereby stated that the cell lines identified in the above-captioned application as Fa2N-4 (ATCC # PTA-5566) and Ea1C-35 (ATCC # PTA-5565) have been deposited under the terms of the Budapest Treaty at the American Type Culture Collection, P.O. Box 1549, Manassas, VA 20108 on October 6, 2003. All restrictions on the availability to the public of the deposited cell lines, *i.e.*, Fa2N-4 (ATCC # PTA-5566) and Ea1C-35 (ATCC # PTA-5565), will be irrevocably removed upon issuance of the patent.

Dated: Oct 22, 2008


Jerry Newmin

Chairman & CEO
Title Multicell Technologies